

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

EDDIE FAULK, JR., )  
Plaintiff, )  
v. ) CIVIL ACT. NO. 1:18cv771-ECM  
WALLY OLSEN, *et al.*, ) [WO]  
Defendants. )

## ORDER

On September 5, 2018, the Magistrate Judge filed a Recommendation to which no timely objection has been filed. (Doc. # 5). There being no objection filed to the Recommendation, and after an independent review of the file, the Recommendation is ADOPTED, and it is hereby ORDERED that:

1. Plaintiff's claims against the Dale County Commission are DISMISSED without prejudice prior to service of process under 28 U.S.C. § 1915(e)(2)(B)(ii).
2. The Dale County Commission is TERMINATED as a party to the complaint.

The Clerk of the Court is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure as to Defendant Dale County Commission.

This case is not closed and is referred to the United States Magistrate Judge for further proceedings regarding Plaintiff's claims against the remaining defendants.

DONE this 9th day of October, 2018.

/s/ Emily C. Marks  
EMILY C. MARKS  
UNITED STATES DISTRICT JUDGE